

HON. JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

ERWIN SINGH BRAICH,

Plaintiff,

v.

STEVE MITTELSTAEDT; KEITH M.  
OLSON; THE CITY OF  
BELLINGHAM; TYLER LETEY;  
SHREE SHARMA; THE STATE OF  
WASHINGTON; BRIAN G. McLEAN;  
McLEAN & ARMSTRONG; ROBERT  
RUSKO; DAVID WOOD; KPMG, INC.;  
KPMG LLP; RCMP SARGEANT TIM  
ALDER; THE GOVERNMENT OF  
CANADA; and JOHN/JANE DOES 1-  
10,

Defendants.

No. 2:07-cv-00177-JCC

SECOND STATUS REPORT  
REGARDING RELATED  
PROCEEDINGS IN THE SUPREME  
COURT OF BRITISH COLUMBIA

COME NOW Defendants KPMG Inc., KPMG LLP, Robert Rusko, and David Wood (collectively, the "KPMG Defendants") and submit this Second Status Report to the Court regarding related proceedings in the Supreme Court of British Columbia.

The proceedings in the Supreme Court of British Columbia regarding Section 215 of the Canadian Bankruptcy and Insolvency Act, of which this Court was previously advised, occurred on October 1, 2007 before Chief Justice Brenner. The Chief Justice advised that

1 he intended to issue a written decision on the separate, but related, Applications of the  
2 KPMG Defendants and of Defendant McLean within the next several weeks.

3 Consistent with this Court's Order dated August 7, 2007, the KPMG Defendants  
4 will promptly file Chief Justice Brenner's Order(s) with this Court.

5 Respectfully submitted, this 4<sup>th</sup> day of October, 2007.  
6

7 YARMUTH WILSDON CALFO PLLC

8 By: /s/ Harold A. Malkin

9 Harold A. Malkin, WSBA No. 30986

Jeremy E. Roller, WSBA No. 32021

10 Fourth & Madison

925 Fourth Avenue, Suite 2500

11 Seattle, WA 98104

Phone: (206) 516-3800

12 Fax: (206) 516-3888

Email: hmalkin@yarmuth.com

13 jroller@yarmuth.com

14 Attorneys for KPMG Inc., KPMG LLP, Robert  
15 Rusko, and David Wood  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

HON. JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

ERWIN SINGH BRAICH,

Plaintiff,

v.

STEVE MITTELSTAEDT; KEITH M.  
OLSON; THE CITY OF  
BELLINGHAM; TYLER LETEY;  
SHREE SHARMA; THE STATE OF  
WASHINGTON; BRIAN G. McLEAN;  
McLEAN & ARMSTRONG; ROBERT  
RUSKO; DAVID WOOD; KPMG, INC.;  
KPMG LLP; RCMP SERGEANT TIM  
ALDER; THE GOVERNMENT OF  
CANADA; and JOHN/JANE DOES 1-  
10,

Defendants.

No. 2:07-cv-00177-JCC

CERTIFICATE OF SERVICE

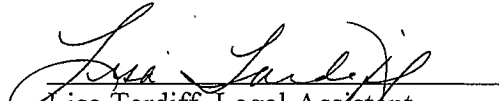
I hereby certify that on this date, I electronically filed the following:

1. Second Status Report Regarding Related Proceedings in the Supreme Court of British Columbia; and
2. this Certificate of Service

1 with the Clerk of the Court using the CM/ECF system which will send notification of such  
2 filing to to **Hugh W. Berry, Priscilla To-Yin Chan, Peter M Ruffatto, David Thomas**  
3 **Wendel, Richard Steven Puz, Jerry Stehlik and Donald E. Hacker, Jr.**

4 I declare under penalty of perjury under the laws of the State of Washington that the  
5 foregoing is true and correct.

6 Dated this 4<sup>th</sup> day of October, 2007 at Seattle, Washington.

7  
8   
9 Lisa Tardiff, Legal Assistant

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
  
CERTIFICATE OF SERVICE  
NO. 2:07-cv-00177-JCC – Page 2

YARMUTH WILSDON CALFO PLLC

FOURTH & MADISON  
925 FOURTH AVENUE, SUITE 2500  
SEATTLE WASHINGTON 98104  
T 206.516.3800 F 206.516.3888